

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-022812

01/11/2006

HON. PAUL A KATZ

CLERK OF THE COURT
W. Bobrowski
Deputy

FILED: 01/16/2006

JOSIE LEIMONE, et al.

ROBERT J HOMMEL

v.

AMERICAN HOME ASSURANCE CO, et al.

DENISE H TROY

TRIAL MINUTE ENTRY
DAY TWO

Pursuant to stipulation of the parties, Plaintiffs' exhibit numbers 11, 41-45 and 129 and Defendants' exhibit numbers 211 and 212 are received in evidence.

9:47 a.m. Trial to a jury continues from January 10, 2006. Plaintiffs Josie and Louis Leimone are present and represented by counsel, Robert J. Hommel. Defendants are represented by counsel, Denise H. Tory and Timothy Thomason.

Court Reporter, Kim Hannan-Cox, is present.

The jury is not present.

Discussion is held regarding incurred loss ratios.

IT IS ORDERED that counsel may make reference to it but no dollar amounts will be mentioned to the jury.

10:01 a.m. The jury is now present.

The Preliminary Jury Instructions are read to the jury.

Opening statements.

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11:16 a.m. Court stands at recess.

11:28 a.m. Court reconvenes with respective parties and counsel present.

Court Reporter, Kim Hannan-Cox, is present.

The jury is present.

Opening statements continue.

12:03 p.m. Court stands at recess.

1:41 p.m. Court reconvenes with respective parties and counsel present.

Court Reporter, Kim Hannan-Cox, is present.

The jury is not present.

Discussion is held regarding Defendants' Memorandum of Law Re: Limitations on Expert Testimony.

1:43 p.m. The jury is now present.

The Rule of Exclusion of Witnesses is not invoked.

Plaintiff's case:

Robert Forman is sworn and testifies.

2:43 p.m. Court stands at recess.

3:05 p.m. Court reconvenes with respective parties and counsel present.

Court Reporter, Kim Hannan-Cox, is present.

The jury is present.

Robert Forman resumes the stand and testifies further.

The witness is excused.

Josie Leimone is sworn and testifies.

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4:32 p.m. Court stands at recess until 9:45 a.m. on January 12, 2006.

FILED: Preliminary Jury Instructions.